

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session at the Board Office in Jackson, Mississippi, on April 21, 1994, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on April 8, 1994, to each and every member of said Board, said date being at least five days prior to this April 21, 1994, meeting. At the above named place there were present the following members to wit: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Mr. Frank Crosthwait, Ms. Ricki R. Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James W. Luvene, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington and Mr. Sidney L. Rushing. The meeting was called to order by Mr. Rushing and opened with prayer by Mr. Mills.

APPROVAL OF THE MINUTES

On motion by Mr. Nicholson, seconded by Mr. Ivey, and unanimously passed, it was

RESOLVED, That the Minutes of the meeting held on March 17, 1994, and March 22, 1994, stand approved.

UNANIMOUS CONSENT (UC)

On motion by Mr. Hickman, seconded by Ms. Garrett, and unanimously passed, it was

RESOLVED, That consent to be considered is granted to all items not previously placed on the agenda and hereinafter reported.

PRESIDENTS' COUNCIL

Presented by Dr. James E. Lyons, Sr.

The Presidents' Council met at 1:00 p.m., April 20, in the Trustees Board Room of the Education and Research Center, Jackson, Mississippi. The following business was conducted:

- Discussed FY 95 budget
- Heard presentation from Dr. Richard Sullivan, Director of Minority Participation, Jackson State University
- Approved an increase in the FY 95 budget for University Press
- Requested that Mr. Lloyd Arnold, Office of the Attorney General, brief the Council on new lobbying legislation this year
- Discussed IHL's new admissions policy

PRESIDENTS' REPORTS

The following institutional executive officers presented reports: Dr. Aubrey Lucas, University of Southern Mississippi; Dr. R. Gerald Turner, University of Mississippi; Dr. William Sutton,

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Mississippi Valley State University; Dr. Clyda Stokes Rent, Mississippi University for Women; Dr. Donald Zacharias, Mississippi State University; Dr. James Lyons, Sr., Jackson State University; Dr. Kent Wyatt, Delta State University; and Dr. Walter Washington, Alcorn State University. Also reporting were Dr. Rodney Foil, Vice President for Agriculture, Forestry, and Veterinary Medicine, Mississippi State University; and Dr. Norman Nelson, Vice Chancellor for Health Affairs, University of Mississippi Medical Center.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

COMMITTEE REPORTS

Report from Cultural Diversity Task Force

Presented by Dr. William Butts, Chair
Director of Institutional Grants and
Professor of Political Science

Dr. Butts presented to the Board the results of the work of the Cultural Diversity Task Force in a report entitled The Mississippi Challenge, A New Mississippi in the 21st Century, Diversity and Excellence -- Hand in Hand, April 21, 1994. The report contained 23 recommendations for enhancement of the institutional climate for minorities and women at the eight public universities in the State of Mississippi. The report is the culmination of nine-months' work of the Cultural Diversity Task Force, a 30-member committee appointed by the Board in May, 1993, to study racial and gender diversity in higher education in Mississippi. The Task Force is comprised of faculty, staff, and administrators from the eight public institutions.

A copy of the report which includes a listing of members of the Task Force is included in the "Board Meeting Agenda, Working File, April 21, 1994," on file in the Board office.

The Board expressed appreciation to members of the Task Force by presentation of certificates.

Dr. Butts thanked all members of the Task Force with special thanks to Ms. Janace Goree, Assistant Commissioner of Academic Affairs/Affirmative Action; Ms. Clotee Lewis, Projects Assistant; Dr. Charles Pickett, Associate Commissioner of Academic Affairs, and the institutional executive officers.

ADMINISTRATION/POLICY

Presented by Dr. W. Ray Cleere, Commissioner of Higher Education

On motion by Mr. Hickman, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, That the Board hereby approves the following report on Administration/Policy.

Delta State University

1. Information Item: Delta State University gets another clean audit. The 1993 audit by the Office of State Auditor showed Delta State University to be in compliance with all state, federal, and local regulations, as well as the guidelines of the American Institute of Certified Public Accountants. The University was asked for responses to only two minor findings.

Mississippi Valley State University

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

2. Approved resolution, shown as **EXHIBIT 1**, authorizing a mass transit grant application to the Mississippi Department of Transportation for a grant to assist in providing transportation services.

Through an agreement with the Mississippi Department of Transportation and the Federal Transit Administration, Mississippi Valley State University provides public transportation services in four Delta counties. The Mass Transit System serves as a vital means of transportation for students to attend the University.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

3. Approved Continued Full Accreditation for Associate Nursing Degree, Meridian Community College. This approval was based on the site visit which documented compliance with standards as prescribed in Section D. la., "General Requirements," Accreditation Standards and Rules and Regulations for Mississippi Nursing Degree Programs.
4. Approved a Resolution, shown as **EXHIBIT 2**, commending Mr. Tyrone Jackson, student, Delta State University, for his act of bravery.
5. Approved a Resolution, shown as **EXHIBIT 3**, for Dr. Howell Wayne Todd, President, Mississippi College, welcoming him as the incoming president of Mississippi College.
6. Approved rescinding authorization of use of self-generated funds in support of the Mississippi Guarantee Student Loan Agency Program. On July 18, 1991, the Board delegated to the Commissioner the authority to use self-generated funds not to exceed \$4 million in support of the MGSLA program as the volume of the student loans increase. These funds were accounted for separately. The Commissioner never exercised the authority to disburse these funds. The MGSLA is currently in stable financial condition, and there is no longer a need for the use of these funds to support the MGSLA program.
7. Approved administrative procedure for establishing selected administrative salaries Administrative Memorandum Number 8 reads as follows: **UNANIMOUS CONSENT**

Effective immediately, prior to the issuance of a formal offer by the institution, the salaries of new administrative officers (dean and above) shall be discussed with the Commissioner. This discussion will involve matters related to:

- The salary range for comparable positions within the state and region
- The compatibility of the proposed salary with related positions on the campus

The resulting agreement on salary between the executive officer and the Commissioner shall be recommended to the Board for final approval. If effective, this arrangement should preclude the establishment by the Board of specific salary categories for administrators.

8. Approved the Appointment of Marie L. Antoon to the Position of Director, Academic Technologies, at an annual salary of \$48,500, effective June 1, 1994. **UNANIMOUS CONSENT**

INSTRUCTION/STUDENTS

Presented by Dr. Charles Pickett
Associate Commissioner for Academic Affairs

On motion by Mr. Hickman, seconded by Dr. Pennington, and unanimously passed, it was

RESOLVED, That the Board hereby approves Items 1-9 as reported in

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Instruction/Students.

Alcorn State University

1. Approved degrees to be conferred on May 14, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Delta State University

2. Approved degrees to be conferred on May 7, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

Jackson State University

3. Approved degrees to be conferred on May 14, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

Mississippi State University

4. Approved degrees to be conferred on May 14, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

Mississippi University for Women

5. Approved degrees to be conferred on May 14, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

Mississippi Valley State University

6. Approved degrees to be conferred on May 14, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

University of Mississippi

7. Approved degrees to be conferred on May 14, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

University of Southern Mississippi

8. Approved undergraduate degrees to be conferred on May 13, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.
9. Approved graduate degrees to be conferred on May 13, 1994, as shown in the bound “Board Meeting Agenda, Working File, April 21, 1994,” on file in the Board office, along with the names of candidates.

System Administration

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

10. Information: The Board announced the Spring 1994 Commencement Schedule, as follows:

Alcorn State University Saturday, May 14 - 11:00 a.m.
Health & Physical Education Complex
Speaker: The Honorable Maxine White
Circuit Judge, Milwaukee

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Delta State University Saturday, May 7 - 10:00 a.m.
Walter Sillers Coliseum
Speaker: Senator Willie Simmons

Jackson State University Saturday, May 14 - 9:00 a.m.
Lee E. Williams Athletics and Assembly Center
Speaker: Mr. Raymond Pierce, Deputy Assistant Secretary
U. S. Department of Education

Mississippi State Saturday, May 14 - 1:15 p.m.
University Humphrey Coliseum
Speaker: Senator Thad Cochran

Mississippi University for Saturday, May 14 - 1:00 p.m.
Women Pohl Gym
Speaker: Ms. Carole Simpson, ABC News

Mississippi Valley State Saturday, May 14 - 10:00 a.m.
University Harrison Physical Education Complex
Speaker: Representative Bennie Thompson

University of Mississippi Saturday, May 14 - 10:00 a.m.
Tad Smith Coliseum
Speaker: Mr. John Grisham, Author

University of Mississippi Monday, May 16 - 10:00 a.m.
School of Law Fulton Chapel (reception following)
Speaker: Mr. John Grisham, Author

University of Mississippi Saturday, May 28 - 2:30 p.m.
Medical Center Jackson Municipal Auditorium
Speaker: Dr. Norman C. Nelson, Vice-Chancellor
For Health Affairs, UMMC

University of Southern Friday, May 13 - 6:30 p.m.
Mississippi Reed Green Coliseum
Speaker: Mr. Will Campbell, Author

11. On motion by Mr. Hickman, seconded by Dr. Pennington, and unanimously passed, it was

RESOLVED, That the Board hereby approves the K-12 Task Force Report, "All Students in Mississippi Are Our Responsibility." The K-12 Task Force was charged by the Board to bring the expertise and leadership of the group to bear on the objective of developing policy initiatives whereby higher education could assist K-12 professionals in achieving the educational objective of the state. The K-12 Working Group Final Report was presented to the Board by the Chair of the K-12 Task Force, Dr. Ray Hoops. **UNANIMOUS CONSENT**

The Task Force Reports are included in the "Board Meeting Agenda, Working File, April 21, 1994," on file in the Board office, as follows:

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

1. "Mississippi Partners in Education, K-12 Task Force, Working Group Recommendations"
2. "Mississippi Partners in Education, K-Graduate School, School University Partnerships, National 4-Year Universities, April, 1994" (2 volumes)
3. "Mississippi Partners in Education, K-Graduate School, School University Partnerships, Mississippi Public 4-Year Universities, April, 1994" (2 volumes)

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Mr. Crawford commended Dr. Hoops and the K-12 Task Force on their excellent work. Dr. Hoops thanked member of the task force and staff for their contributions. Dr. Hoops thanked all persons on the K-12 Task Force for their hard work, with special thanks going to those present at the Board meeting, as follows:

Dr. Rita Nordan, Director of Teacher Education and Special Programs,
Institutions of Higher Learning, assisted by
Ms. Janet Moore, Research Assistant, Institutions of Higher Learning

Dr. Larry Hailey, Chair, Curriculum, Instruction, Research and Leadership
Delta State University

Mr. Robert Hutchinson, Intern, Department of Educational Leadership, Mississippi State
University

On behalf of the Task Force, Dr. Hoops presented Mr. Rushing, Board President, with a framed print of the cover page rendering by artist, Audrey Fitzpatrick.

PERSONNEL

Presented by Dr. Ann Homer Cook
Associate Commissioner/Executive Secretary

1. Personnel Report

On motion by Mr. Ivey, seconded by Mr. Hickman, and unanimously passed, it was

RESOLVED, That the Board hereby approves the following report on Personnel for March 17, 1994, which is composed of **74** regular personnel actions in the categories of: Employment - 20; Change of Status - 11; Termination - 17; Leave of Absence - 1; Sabbatical - 2; Emeritus/Emerita - 5; Faculty Promotions - 8; Faculty Tenure - 10.

Employment

(Alcorn State University)

Hawkins, Rondall
Spencer, Thelma

(Jackson State University)

Lewis, Sinclair
McGee, Carl

(Mississippi State University)

Crone, Linda
Estill, Charles T.
Lawson, James S.
Marshall, Douglas L.
Robertson, Craig T.
Smith, James W.
Walling, Laura E.

(University of Mississippi)

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Erickson, Mark S.
Phillips, Barbara Y.
Stipcevic, Zdravko
Wiley, Elizabeth A.

(University of Southern Mississippi)

Bailey, John G.
Lotz, Jeffrey M.

(System Administration)

Grantier, Richard L.
Harrison, Bobby L.

Change of Status

(Alcorn State University)

Boyd, Newtie

(Jackson State University)

Chatman, Stephanie
Rankin, Barbara

(Mississippi State University)

Looby, Eugenie J.
Paige, Raygene C.

(University of Mississippi)

Chain, Bela J. Jr.
Hood, Thomas
Sullivan-Gonzalez, Douglass

(University of Southern Mississippi)

Masters, Kathleen R.
Rowley, Lucille M.
Washington, Earlie M.

Leave of Absence

(University of Southern Mississippi)

Mangel, John H.

Sabbatical

(Mississippi State University)

Haque, Zahur U.
Steele, Philip H.

(University of Mississippi)

Cain, Michael J. G.
Davis, Wilbur M.
Kushlan, James A.
Lewis, Carol
McLaughlin, Richard J.
Morris, Joe E.

Termination

(Delta State University)

Cranford, Sammy O.
Ryder, Raymond

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Tyderle, Janis F.

(Jackson State University)

Love, Diane

(Mississippi State University)

Ardelt, Thomas C.

Long, Tsang

McDaniel, Willie L.

Vasek, Richard J.

(Mississippi University for Women)

Hill, Nancy L.

Sorrels, William W.

Wheeler, Elizabeth J.

(University of Mississippi)

Cihak, Herbert E.

Davis, Julianna S.

Koons, Judith E.

(University of Southern Mississippi)

Lebow, Jeanne G.

Reagan, Ronald S.

Thompson, Walter R.

Emeritus/Emerita

(Delta State University)

Simmons, Terry

(Mississippi University for Women)

Burdeshaw, Dorothy

Carter, Kit Carson, III

Furr, Ray A.

Jones-Williams, Marian

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

(University of Mississippi)

Bhagat, Goberdhan
Kadlec, Anthony L.
Russell, Donald R.
Sykes, Dudley E.

Award of Faculty Promotions

(Jackson State University)

Cooper, Della
Johnson, Gladys
Baham, Emma
Banks, Pamela
Farmer, Roy
Neal, Janice
Hwang, Huey-Min
Khadivi, Mohammad

Award of Faculty Tenure

(Jackson State University)

Johnson, Gladys
Banks, Pamela
Farmer, Roy
Nwagwu, Emeka
Schooley, Bill
Ghosh, Kunal
Khadivi, Mohammad
Lee, Ken
Rana, Sunita
Yuan, Pao-Chiang

There are **74 total personnel actions** submitted for approval, which include the **62 regular** personnel actions for the eight universities, **9 for Athletics**, and **41 for Medicine**.

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING

April 21, 1994

1994 PERSONNEL ACTION SUMMARY
BY RACE AND GENDER

| SUMMARY | T | BM | BF | WM | WF | OM | OF |
|---|----|----|----|----|----|----|----|
| Employment | 20 | 3 | 2 | 11 | 4 | 0 | 0 |
| Change of Status | 11 | 1 | 5 | 3 | 2 | 0 | 0 |
| Termination | 17 | 0 | 1 | 9 | 6 | 1 | 0 |
| Leave of Absence | 1 | 0 | 0 | 1 | 0 | 0 | 0 |
| Sabbatical | 2 | 0 | 0 | 1 | 0 | 1 | 0 |
| Emeritus/Emerita | 5 | 0 | 0 | 3 | 1 | 1 | 0 |
| Total | 74 | | | | | | |
| Note: Table does not include personnel actions for Medical Center and Athletics. <u>Athletic Personnel Actions:</u> Employment - 1 (BM); Change of Status - 3 (BM); Termination - 2 (BM), 1 (WM), 1 (WF) Contract Extension - 1 (BM) Total: 9 <u>Medical Personnel Actions:</u> Employment - 7 (WM), 8 (WF), 2 (OM); Change of Status - 1 (BF), 12 (WM), 5 (WF), 1 (OM); Termination - 1 (WM), 2 (WF); Nullification - 1 (WM); Necrology - 1 (WF). Total: 41 | | | | | | | |

ATHLETICS

Presented by Dr. Ann Homer Cook
Associate Commissioner/Executive Secretary

On motion by Ms. Baker, seconded by Mr. Ivey, and unanimously passed, it was

RESOLVED, That the Board hereby approves the following report on Athletics

1. Employment

(University of Southern Mississippi)

Lewis, Clifford Sylvester
- (Jackson State University)

McKenzie, John

Cowan, Larry
2. Change of Status
- (University of Mississippi)

Evans, Robert O.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

3. Termination of Personnel

(Jackson State University)

McKenzie, John

Cowan, Larry

(Mississippi University for Women)

Sarrazin, Michelle

(University of Mississippi)

Matous, Kenneth J.

4. Approve Contract Extension

(University of Mississippi)

Evans Robert O.

Other Athletics: On motion by Ms. Baker, seconded by Mr. Nicholson, and unanimously passed, the Board approved a resolution be drafted commending the achievements of athlete, Ms. Janice Felder, University of Southern Mississippi.

MEDICINE

Presented by Dr. Ann Homer Cook

Associate Commissioner/Executive Secretary

Personnel - University of Mississippi Medical Center

On motion by Mr. Hickman, seconded by Mr. Mills, and unanimously passed, it was

RESOLVED, that the Board hereby approves the personnel report for Medicine, which includes the following actions in the categories of: Employment - 17; Change of Status - 19; Termination - 3; and Nullification - 1; Necrology - 1. **Total: 41**

1. Employment of Personnel

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Benson, Mary Ellen
Buckner, Martin L.
Darden, Lee
Fitzwater, Douglas Stewart
French, Charlotte Anne
Goodman, Barbara Bowen
Hartney, Carol Anne
McFadden, Donna Maria
Manning, Jimmy B.
Morgan, Karen Lammert
Pearson, Andrew
Thomas, James E.
Vig, Vibha Gupta
Walcott, Dexter Winn
Wendell, Rhonda Red
Whiteside, Jana

Kerrick, Robin
King, Sheree S.

4. Nullification

Toups, Vincent Joseph

2. Change of Status

Cleveland, Robert Lyle
Crump, Mary E.
Currier, Robert D.
DeVille, Robert A.
Dickman, J. David
Fullerton, Stephanie D.

Kanosky, Michael G.
Lott, Jimmy Walter
McDaniel, Dalikeh Olga
Moore, Marvinna
Raju, Seshadri
Richardson, John David
Rigdon, Edward E.
Smith, Mervyn P.
Street, Lorraine McAllister
Wheat, David B.
Yelverton, Richard L.
Yelverton, Richard L., Jr.

3. Termination

Draper, Edgar

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

5. Necrology

Betts, Sally

6. Approved Recommendation of A. Wallace Conerly, M. D., as the Vice Chancellor for Health Affairs and Dean of the School of Medicine effective August 2, 1994. Salary to be determined July 1, 1994. **UNANIMOUS CONSENT**

LEGAL

Presented by Mr. Lloyd Arnold, Special Assistant Attorney General

System Administration

1. Approved Payment of Legal Fees.

On motion by Mr. Hickman, seconded by Mr. Crosthwait, and unanimously passed, it was

RESOLVED, That the Board, upon the review and recommendation of the Office of the Attorney General, hereby approves the following payments of legal fees.

Approved payment of legal fees to outside counsel, as follows:

Approved payment of legal fees for professional services rendered by Morgan & Finnegan (Statement dated 8/31/93) from the funds of the University of Mississippi. (This statement represents services and disbursements concerning U.S.A. and foreign filings of five different patent applications.)

TOTAL DUE \$ 31,889.10

Approved payment of legal fees for professional services rendered by Morgan & Finnegan (Statement dated 12/31/93) from the funds of the University of Mississippi. (This statement represents services and disbursements for 1866-4003, European and Canadian Applications; 1866-4004, International Applications, 1866-4005, U.S.A. Reissue Application; and, 1866-4009, U. S. A. Application.)

TOTAL DUE \$ 22,497.17

Approved payment of legal fees for professional services rendered by Morgan & Finnegan (Statement dated 8/31/93) from the funds of the University of Mississippi. (This statement represents services and disbursements concerning U.S.A. and foreign filings of taxol technology patent application plus services concerning the foreign filing of a taxol side chain patent. Bristol-Myers will reimburse all expenses related to the basic taxol patent in the amount of \$62,905.94).

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

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|------------------|---------------------|
| TOTAL DUE | \$ 63,650.94 |
|------------------|---------------------|

Approved payment of legal fees for professional services rendered by Cooper & Dunham (Statement dated 10/31/93) from the funds of the University of Mississippi. (This statement represents expense for services and disbursements related to U.S. and numerous foreign patents filings of two taxol-related patents—one for the basic taxol technology and one for taxol side-chain synthesis. Bristol-Myers Squibb Company will reimburse the University in the amount of \$3,817.89 for services and disbursements associated with the basic taxol technology.)

| | |
|------------------|--------------------|
| TOTAL DUE | \$ 9,254.79 |
|------------------|--------------------|

Approved payment of legal fees for professional services rendered by Brinig & Bernstein (Statement dated 3/4/94 and 1/4/93) from the funds of the University of Mississippi. (These statements represent services and expenses toward the licensing of UM's earth station satellite.)

| | |
|------------------|------------------|
| 3/4/94 | \$ 134.37 |
| 1/4/94 | \$.32 |
| TOTAL DUE | \$ 134.69 |

Approved payment of legal fees for professional services rendered by Bacon & Thomas (Statements dated 8/30/93 and 11/30/93) from the funds of the University of Mississippi. (These statements represent services and disbursements concerning a patent application for an ACTIVE NOISE CONTROL STETHOSCOPE. Funds from a U. S. Army SBIR subcontract to the University will reimburse the University in the amount of \$3,000 for services associated with this patent.)

| | |
|------------------|--------------------|
| 8/30/93 | \$ 4,036.15 |
| 11/30/93 | \$ 271.92 |
| TOTAL DUE | \$ 4,307.77 |

Approved payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 4/1/94) from the funds of the Board of Trustees of State Institutions of Higher Learning. (This statement represents services and expenses incurred in defending the Ayers lawsuit.)

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|------------------|---------------------|
| TOTAL DUE | \$ 41,791.56 |
|------------------|---------------------|

Payment of legal fees for professional services rendered by Walbert & Hermann (Statement dated 2/18/94) from the funds of the University of Southern Mississippi. (This statement represents services and expenses incurred in defending the Thompson v. Lerette lawsuit.)

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| TOTAL DUE | \$ 2,123.25 |
|------------------|--------------------|

Payment of legal fees for professional services rendered by Oblon, Spivak, McClelland,

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING

April 21, 1994

Maier & Neustadt, P.C. (Statement dated 1/31/94) from the funds of Mississippi State University. (This statement represents services and expenses regarding a patentability search on a "A Mechanical Shaker for Active Vibration Control Applications).

| | |
|------------------|------------------|
| TOTAL DUE | \$ 423.34 |
|------------------|------------------|

Approved payment of legal fees for professional services rendered by Walbert & Hermann (Statements dated 8/12/93, 10/5/93, 11/9/93 and 12/20/93) from the funds of the University of Southern Mississippi. (These statements represent services and fees incurred in defending the Thompson v. Lerette lawsuit).

| | |
|-----------|------------|
| 8/12/93 | \$1,091.67 |
| 10/5/93 | . 466.82 |
| 11/9/93 | . 867.50 |
| 12/20/93 | .5,241.00 |
| TOTAL DUE | 7,666.99 |

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

2. Accepted Litigation Report

On motion by Mr. Hickman, seconded by Mr. Crosthwait, and unanimously passed, the Board accepted the "Status of Current Litigation, April 1, 1994, as shown in the bound "Board Meeting Agenda, Working File, April 21, 1994," on file in the Board office.

FINANCE/FINANCIAL AID/FOREIGN TRAVEL

Presented by Dr. Lucy M Lott, Associate Commissioner
for Finance and Planning

(Note: Items 8 and 10 were presented by Mr. Marlin Ivey, Chair, Finance Committee, as that committee's recommendations for approval.)

On motion by Mr. Nicholson, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, That the Board hereby approves the following report on Finance/Financial Aid/Foreign Travel.

Alcorn State University

1. Approved Escalation of the Educational and General Budget from \$19,363,499 to \$19,963,499--an increase in the educational and general budget of Alcorn State University of \$600,000. Funds to support this increase will come from the university's fund balance. These increases are necessary to pay for upgrading the library with books, computer software, and equipment, upgrading instructional equipment and supplies, upgrading instructional equipment and supplies, upgrading dairy, start-up for the Swine Parlor, and also to complete the instruction of parking lots.

Mississippi State University

2. Approved request of escalation of the Meridian Campus Operating and Maintenance Equipment Budget by \$11,050. Funding for the escalation will be the Meridian Center's reserve fund balance. The funds will be used for purchase of a vehicle to be used in building and grounds maintenance on the new campus.

University of Mississippi

3. Approved increase of commodities \$2,000 and equipment \$2,210; decrease wages \$4,210 in the Mississippi Law Research Institute Budget

A budget revision is needed to increase commodities for the printing of research reports and in equipment for the purchase of computer equipment. Funds are available in the wage category to cover these needs.

4. Increase transfers by \$518,835 and equipment by \$413,040, and decrease salaries, wages, and fringe benefits by \$931,875 in education and general budget.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

A budget revision is needed to change \$931,875 budgeted as Salaries, Wages and Fringe Benefits to Equipment (\$413,040) and Transfers (\$518,835) for instructional departments and for classroom improvements and modifications necessary for compliance with the Americans With Disabilities Act (ADA).

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

5. Approved authority to impose a \$300 per year non-resident tuition surcharge for the School of Law in addition to the out-of-state tuition rate established by the Board of Trustees for the IHL system. Additional revenue generated from this surcharge will be utilized to support instructional costs, Law School Library acquisitions, and scholarship and fellowship programs at the School of Law.

University of Mississippi Medical Center

6. Approved escalation of special funds for the University of Mississippi Medical Center in the amount of \$150,000. The details of these funds are as follows:

Capital Outlay (Other than equipment)\$150,000

Expenditure authority is needed for the
expansion of the Family Medicine Clinic(\$150,000).

Funds in the amount of \$150,000 to cover these additional expenditures have become available due to increased patient revenues in the Family Medicine Clinic.

University of Southern Mississippi

7. Approved increase in residence hall rent. The University requests permission to increase rent in all residence halls by \$25.00 per semester effective Fall Semester, 1994. This money will be dedicated to immediate “inside out” repair and renovation which is consumer oriented beginning with new carpet, furnishings, etc., and building a reserve for major infrastructure needs.

System Administration

(A motion to defer the proposed allocation in Item #8 (**EXHIBIT 4**) was made by Mr. Nicholson, seconded by Ms. Baker, and failed, with **Ms. Garrett, Mr. Nicholson, Ms. Baker, and Ms. Miller voting for the motion, Mr. Ivey, Mr. Luvene, Mr. Crosthwait, Mr. Hickman, Mr. Mills, and Dr. Pennington voting against the motion; and Mr. Rushing and Mr. Crawford abstaining.**)

8. Approved Appropriations, as shown in **EXHIBIT 4**, and Budget Instructions for Fiscal Year 1994-95. **UNANIMOUS CONSENT.**

BUDGET INSTRUCTIONS

- All salary increases will be based upon merit, equity, and realignment.
- Average salary increases for each of the designated EEOC categories shall be 5% - 7%. The special “line item” adjustments at selected institutions will carry those averages to 10% - 14%.
- Student fees and tuition for the academic year 1994-95 will be as follows:

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

| | <u>MSU, UM, USM</u> | <u>MUW, MVSU, ASU</u> | <u>JSU, DSU</u> |
|-----------------------|---------------------|-----------------------|-----------------|
| Tuition | \$1,996 | \$1,739 | \$1,812 |
| Athletic Fee | 175 | 200 (\$125 @ MUW) | 200 |
| Health | Local Inst. | Local Inst. | Local Inst. |
| Student Act/Union Fee | 300 | 300 | 300 |

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

- All other fees (course, administrative, student services) are rescinded. The President and Commissioner will review and recommend to the Board those additional fees that are absolutely essential to the institution.
 - Student Activity/Union Fees will be collected as a single amount up to a maximum of \$300, allowing institutions to develop an annual budget in this area without specific approval for each item within the budget as is currently the case.
 - Non-resident fees will not increase for FY 1995.
 - Current (FY 94) scholarship and tuition waiver levels will be maintained through FY 95 with the anticipation of reductions in this expenditure category in subsequent years.
- UNANIMOUS CONSENT.**

9. Approved allocation of \$25,000 of Education and Enhancement funds from the University Research Center budget for Mississippi Geographic Alliance for the 1993-94 Contract Year. **UNANIMOUS CONSENT.**

10. Approved 1994-95 Chief Executive Officers' Salaries as follows: **UNANIMOUS CONSENT**

| | Current <u>FY 1993-94</u> | Proposed <u>FY 1994-95</u> |
|---------------------|------------------------------|-------------------------------|
| MSU, UM, USM | \$102,000 | \$110,000 |
| JSU | \$ 91,875 | \$ 99,000 |
| ASU, DSU, MUW, MVSU | \$ 89,250 | \$ 96,250 |

11. Approved practice locations, approved rules and regulations and contract for the veterinary medicine minority loan/scholarship program; approved applications and agreement for the Gulf Coast Research Laboratory Minority Summer Grant Program; Approved Application for the graduate teacher summer loan/scholarship program. Applications and contract are included in the bound "Board Meeting Agenda, Working File, April 21, 1994," on file in the Board office.

1. Approved Booneville, Mississippi, as the practice location for **Derrick R. Blythe, D.C.**, effective February 1, 1994. (Graduate and Professional Degree Loan/Scholarship Program).
2. Approved Batesville, Mississippi, as the practice location for **Darrell D. Barnes, D.C.**, effective March 1, 1994. (Graduate and Professional Degree Loan/Scholarship Program).

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

3. In accordance with the "Omnibus Loan or Scholarship Act of 1991" approve the Rules and Regulations and Contract for the Veterinary Medicine Minority Loan/Scholarship Program, application and Agreement for the Gulf Coast Research Laboratory Minority Summer Grant Program and Application for the Graduate Teacher Summer Loan/Scholarship Program. **UNANIMOUS CONSENT.**

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

12. Approved Foreign Travel Requests.

(Mississippi State University)

| | |
|-----------------------------------|---|
| Arnold, Danny R. | Tokyo, Nagano, Japan |
| Bennett, Jr., A. George | Tokyo, Japan |
| Bishop, Calvin T. | Vancouver, Victoria, British Columbia |
| Brodnax, H. Doss | St. Croix, Virgin Islands |
| Bushby, Philip A. | Hamilton, Ontario, Canada |
| Cabrera, Edgar R. | Cairo, Egypt |
| Chronister, Lynne U. | Toronto, Canada |
| Cleveland, Jr., Ollie A. | Tashkent, Uzbekistan |
| Cook, George G. | Vancouver, Victoria, British Columbia |
| Delouche, James C. | Cairo, Egypt |
| Dorough, H. Wyman | Vienna, Austria |
| Forrest, Charlie S. | Alma-Ata, Kazakhstan |
| Giallourakis, Michael C. | Mexico City, Mexico |
| Gregg, Billy | Tashkent, Uzbekistan |
| Haque, Zahur U. | Kyoto University, Japan |
| Hodge, B. Keith | Edmonton, Alberta, Canada |
| Lee, Chul K. | Tokyo, Japan, and Seoul, Korea |
| Lee, Jr., John E. | Caracas, Venezuela |
| Lehnert, Marna K. | Isla de Mona, Puerto Rico and San Salvador Island, Bahamas |
| Logan, Jay, & MSU Basketball Team | Helsinki, Finland |
| Loker, William | Honduras, Central America |
| Moehring, Mary M. | Vancouver, Victoria, British Columbia |
| Moore, Audra I. | Isla de Mona, Puerto Rico |
| Mylroie, John | Isla de Mona, Puerto Rico and San Salvador Island, Bahamas |
| Palmertree, Hiram D. | St. Croix, Virgin Islands |
| Panuska, Bruce C. | San Salvador Island, Bahamas |
| Perry, James H. | Vancouver, Victoria, British Columbia |
| Phillips, Travis D. | Caracas, Venezuela |
| Ploeg, M. van der | Adelaide, Australia |
| Rush, J. William | London, England |
| Schmitz, Darrel W. | San Salvador Islands, Bahamas |
| Schmoll, Bradley S. | Isla de Mona, Puerto Rico |
| Sellers, Jr., Terry | Tokyo and Yokohama, Japan |
| Shim, Jung P. | Seoul, Korea |
| Sparkman, Summer Dawn | San Salvador Island, Bahamas |
| Thompson, Joe F. | Toronto, Canada |
| Twaddle, Alastair | Gaipenburg, Sweden |
| Vaughan, Charles E. | Cairo, Egypt |
| Watson, William F. | Billund and Copenhagen, Denmark; Stockholm, Uppsala; Gavle, Sweden |
| Williams, Diann M. | Helsinki, Finland |

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Wilson, Grady W.
Younan, Nicolas
Zhu, Zhiliang

Tokyo, Japan
Bordeaux, France
Nairobi, Kenya

(Mississippi University for Women)

Man-Bourdon, Agnes

London, England and Nantes, France

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

(University of Mississippi)

| | |
|--------------------|---------------------------------------|
| Sabatier, James | Ottawa, Canada |
| Howorth, Laura S. | Ottawa and Ontario, Canada |
| Raspet, Richard | Ottawa, Canada |
| Bass, Henry | Ottawa, Canada |
| Barbera, Jack | Merano Italy |
| Furr, Elizabeth A. | Ottawa, Canada |
| Crowe, Thomas A. | Munich, Germany |
| Benson, William H. | Windsor, Ontario, & Vancouver, Canada |

(University of Mississippi Medical Center)

| | |
|-----------------------|-------------------------------------|
| Benghuzzi, Hamed A. | Toronto, Canada |
| Benoist, Louis A. | Calgary, Canada |
| Betcher, Russel A. | Maui, Hawaii |
| Ching, J. Chen | Toronto, Canada |
| Chinchar, V. Gregory | Munich, Germany |
| Desaiah, Durisala | Dew Delhi and Hyderabad, India |
| Freeland, Alan E. | Maui, Hawaii |
| Geissler, William B. | Maui, Hawaii |
| Halaris, Angelos | London, England |
| Harkey, Haynes Louis | Hamilton, Bermuda |
| Harris, Robert | Maui, Hawaii |
| Hickman, Bernard T. | Bermuda |
| Lucas, John | Vancouver, British Columbia |
| Markov, Angel K. | Milan, Florence & Rome, Italy |
| Martin, James N., Jr. | Maui, Hawaii |
| Morrison, Francis S. | Cordoba, Argentina |
| Morrison, John C. | Montreal, Canada |
| Muzzi, Janice S. | Maui, Hawaii |
| Olson, Mark | Prague, Czechoslovakia |
| Parent, Andrew D. | Lyon, France |
| Raju, Seshadri | Heidelberg, Germany; Paris, France; |
| | London, England |
| St. John, Kenneth R. | Montreal, Canada |
| Steinberg, Martin H. | Paris, France |

(University of Southern Mississippi)

| | |
|---------------------|------------------------|
| Bahm, Karl F. | Prague, Czech Republic |
| Beyea, Deborah S. | Japan |
| Burr, Ronald L. | Seoul, Korea |
| Ding, Jiu | Zurich, Switzerland |
| Hawkins, William E. | Bahamas |
| Miller, Mark M. | Cuba |

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

| | |
|-------------------|-----------|
| Wales, Robert W. | Australia |
| Wales, Thomas B. | Australia |
| Walker, Sharon H. | Bermuda |

Information: **Commissioner Cleere announced that the Board was considering dissolving the Mississippi Resource Development Corporation (MRDC) no later than August 31, 1994.**

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

FACILITIES

Presented by Mr. John Bowman, Assistant Commissioner
of Construction and Physical Affairs

On motion by Mr. Luvene, seconded by Ms. Baker, and passed, **with Mr. Crawford abstaining from voting on Item #5, “Resolution for Proposed Refunding of the Jackson Redevelopment Authority Bonds,” Jackson State University, and with Mr. Hickman abstaining from voting on Item #11, “Approval of New Lease and of Execution of Deed of Trust by Chi House Corporation of Delta Delta Delta,” Item #12, “Approval of New Lease and of Execution of Deed of Trust by Epsilon XI Chapter of Sigma Nu House Corporation,” #13, “Approval of Design Documents for Renovation of the Delta Delta Delta Sorority House,” and #14, “Approve Design Documents for Renovation of the Sigma Nu Fraternity House,” University of Mississippi, it was**

RESOLVED, That the Board hereby approves the following report on Facilities.

Alcorn State University

1. Approved payment of \$38,188.80 to Belk Construction Corporation for the Orchard Building and \$2,545.36 to Brumfield, Hopton & Brumfield, Ltd. for architectural fees. Funds are available from a grant from the United States Department of Agriculture.
2. Approved payment of \$16,363.73 to Belk Construction Corporation for the Horticultural Greenhouse. Funds are available from a grant from the United States Department of Agriculture.
3. Approved acceptance of low bid and award of contract to APAC-Mississippi, Inc, in the amount of \$176,706 for women’s dormitory parking addition. Two bids were received—(1) Apac-Mississippi, Inc., for \$176,706; and (2) W. E. Blain & Sons, Inc., \$203,158. The Board approved the award of contract to the lowest bidder, Apac-Mississippi, Inc. Funds for this project will be paid for from the University’s fund balance.
4. Approved acceptance of low bid and award of contract to W. E. Bain & Sons, Inc., in the amount of \$352,455 for men’s dormitory parking addition. Sealed bids were received on March 15, 1994. Two bids were received--(1) W. E. Blain & Sons, Inc., \$352,455 and (2) Apac-Mississippi, Inc., \$357,648. The Board approved award of contract to the lowest bidder, W. E. Blain & Sons, Inc., in the amount of \$352,455. Funds for this project will be paid for from the University’s fund balance.
5. Approved the initiation of a project, Oakland Chapel Renovation, #201-116, to perform a structural analysis of the foundation and back wall of Oakland Memorial Chapel to determine the estimated cost of repairs. Also approved is the appointment of Post and Witty, structural engineers, to conduct the study. Funds in the amount of \$5,000 are available from the Commissioner’s Office.

Delta State University

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

6. Approved Change Order #4 in the amount of \$67,109 for Fine Arts Project GS #102-136 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will provide for installation of floor covering and furnish and install auditorium seating in the balcony area. Funds are available in the project budget.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Jackson State University

7. Approved resolution, shown as **EXHIBIT 5**, for proposed refunding of the Jackson Redevelopment Authority Bonds. This resolution related to refunding of the Jackson Redevelopment Authority bonds dated April 1, 1988, in the amount of \$6,250,000. These bonds were issued by Jackson State University Educational Building Corporation in order to finance the construction of the Honors Dormitory. This resolution is proposed based on the current market conditions. We anticipate potential savings to the University by locking into a lower rate if it is determined to be feasible.

Mississippi State University

8. Approved request for permission to Dedicate and Convey to the City of Starkville, Mississippi, a Permanent Easement, shown as **EXHIBIT 6**, consisting of a strip 60 feet wide and 1,347 feet in length to be located along the south side of Locksley Way between Lincoln Green and Blackjack Road for the purpose of locating utilities. Currently a 46KVA electrical transmission line is scheduled for installation in the easement.
9. Approve appointment of Craig and Singleton Architects, Jackson, MS, as project professional for IHL 105-234, Sanderson Recreation Center. Funds are available from a private donation of \$6,000,000 and through funds requested from the state of Mississippi in the amount of \$12,000,000 for a project budget of \$18,000,000.
10. Approved initiation of a project to renovate the Sigma Alpha Epsilon Fraternity House. Funds are available from the SAE House Corporation in the amount of \$800,000. The House Corporation of Mississippi Theta Chapter of Sigma Alpha Epsilon will secure a mortgage to fund the renovation.

The architect for the renovation is Ken Tate, Jackson, MS, and the contractor is John Hartlein Construction, Jackson, MS. A set of construction plans and specifications are on file in the Board's Office of Construction and Physical Affairs. The project budget is \$800,000.

11. Approved initiation of a project to renovate McCarthy Gym Floor. The gymnasium floor is currently unusable due to water damage. This floor represents half of the basketball courts available to the Department of Recreational Sports and is essential to their program.

Permission is requested for Mississippi State University to retain Tompkins, Barron, Fields, and Muzzi Architects as the project architect for the floor replacement. This firm has experience with gymnasium buildings and they can perform the services required expeditiously. Funds will be provided from University sources in the amount of \$245,000.

12. Approved bids and authorized award of contract to JESCO, Inc. for IHL 205-137, Intercollegiate Athletics Administration Building, in the amount of \$4,623,000. Project

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

funds will be increased to \$5,173,000 to allow award of contract. Mississippi State University requests approval of bids received on April 6, 1994, for construction of the John Bryan, Sr., Intercollegiate Athletics Administration Building, IHL 205-137. The low bidder for Base Bid less Alternates No. 1-6 was JESCO, Inc., of Fulton, Mississippi with a bid of \$4,623,000.

A copy of the bid tabulation and a proposed budget is on file in the Board's Office of Construction and Physical Affairs. Project funds from the Department of Intercollegiate Athletics will be increase to \$5,173,000 to cover the contract cost, fees, furniture,

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

landscaping, and contingencies. **UNANIMOUS CONSENT.**

13. Approved the bids for Animal Physiology Research Unit Renovation, #213-119, and award of contract to the low bidder, Vanlandingham Lumber Company in the amount of \$147,727. The estimated construction budget was established at \$170,000. Funds are available from Mississippi Agricultural and Forestry Experiment Station.
14. Approve the initiation of a project to reroof the Colvard Student Union, \$205-147. The scope of work will include replacement of the existing built-up roof and repair of roof-mounted accessories. Funds are available in the project budget in the amount of \$95,000 provided by the Colvard Student Union.
15. Approved Change Order #3 in the amount of \$5,218 and an additional seven days to the contract time for Food Processing Plant, GS #113-062 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change shortens a sanitary sewer line, provides additional utilities to the smoker, and changes pipe trapeze materials for cleaning purposes.

Mississippi University for Women

16. Approved Change Order #3 and #4 in the amount of \$3,914.36 for Orr Hall Repairs GS #104-096 and request approval by the Bureau of Buildings, Grounds and Real Property Management. These changes will increase the project time by 30 days and will repair the two sets of steps at the north side of Orr Hall. Funds are available in the project budget.
17. Approved Change Order #2 with a decrease in contract amount of \$1,650 and an increase of 45 days to the contract time for Callaway Hall Renovations, GS #104-095 and request approval by the Bureau of Buildings, Grounds and Real Property Management.
18. Approved Change Order #6 in the amount of \$1,811.08 and an increase of 20 days to the contract time for Orr Hall Repairs, GS #104-096 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available from a transfer from #104-092, Hastings-Simmons Hall Renovation.

Mississippi Valley State University

19. Approved Change Order #3 in the amount of \$6,264.70 for College Hall Renovations, GS #106-140 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will insulate hot and cold water pipe that was existing and covered with asbestos insulation. It will remove and replace all loose floor tile. Funds are available in the project budget.

University of Mississippi

20. Approved new lease for a primary term of 50 years and authorized Chi House

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Corporation of Delta Delta Delta to execute a deed of trust of leasehold interest in favor of Merchants & Farmers Bank in a principal sum not to exceed \$300,000 with floating prime interest rates. Chi House holds an existing lease on Lot 410 on the Oxford campus of the University of Mississippi dated June 22, 1956. The primary term of the original lease is for a fifty (50) year period ending June 21, 2006. Chi House Corporation of Delta Delta Delta wishes to obtain a new lease of the subject property for a primary term of 50 years.

Payments should run approximately \$2,500 with interest paid annually.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

21. Approved new lease for a primary term of 50 years and execution of deed of trust by Epsilon XI Chapter of Sigma Nu House Corporation of leasehold interest in favor of First National Bank of Oxford in the principal sum of \$380,000 at an 8 percent interest rate for 10 years. Epsilon XI Chapter holds an existing lease on Lot 410 on the Oxford campus of the University of Mississippi dated October 23, 1958. The primary term of the original lease is for a fifty (50) year period ending October 22, 2008. Epsilon XI Chapter of Sigma Nu House Corporation wishes to obtain a new lease of the subject project for a primary term of 50 years.

The monthly payments should run approximately \$4,610 per month.

22. Approved Design Documents for Renovation of the Delta Delta Delta Sorority House Kitchen as prepared by Hotel and Restaurant Supply of Meridian, Mississippi.
23. Approved Design documents for renovation of the Sigma Nu Fraternity House as prepared by project professional, Don D. Leopard of Gulfport, Mississippi.
24. Approved award of contract to Inman Construction Company, low bidder for #207-110, Packages IV, V & VI, the National Center for the Technological Development of Natural Products in the Amount of \$8,126,000. Funds are available from USDA grant. There were five other bidders on the project.
25. Approved sale of and authorized the Vice Chancellor for Administrative Affairs to execute the appropriate sale contract for approximately 294,155 Board Feet (Doyle Scale) of pine and hardwood at the University Forest Lands to the highest and best bidder, Georgia Pacific, New Augusta, MS, for the amount of \$147,989.25. The legally advertised sealed bids were opened at 11:00 a.m. Thursday, March 24, 1994, at the University of Mississippi Forest Lands Headquarters for the sale of the following described timber:

Clear cut all merchantable timber, pine and hardwood on the following parcels:

Township 3 South, Range 10 West, Stone County, MS

Section 31: Part of the S 1/2 of NE 1/4

Township 4 South, Range 10 West, Stone County, MS

Section 5: S 1/2 of S1/2

Total volume is estimated at approximately 294,155 board feet (Doyle Scale).

26. Approved authority to purchase property from the Estate of Seymour Lawrence in the amount of \$160,000. The property is located at 908 Old Taylor Road, Oxford, Mississippi and owned by the Estate of Seymour Lawrence. This property is located in an area of town near Rowan Oak, and is proposed to be utilized in a support capacity to enhance the cultural activities of the University.

Independent appraisals of the property have been received from Brian Pray Realty and J.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Filo Coats Realty in the amount of \$162,000 and \$160,000, respectively. The owners have accepted an offer of \$160,000 for the property, subject to Board Approval.

The source of funding for this acquisition will be from a restricted private gift, and other University sources. **UNANIMOUS CONSENT.**

27. Approved resolution authorizing execution of appropriate documents for the University of Mississippi Educational Building Corporation revenue refunding bond issue. At its

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

March 17, 1994, meeting, the Board approved the acceptance of a proposal from Morgan Keegan & Company, Inc., to refinance the University of Mississippi Educational Building Corporation Revenue Bonds, Series 1989A (Vaught-Hemingway Stadium and Athletic Facilities Project). Such proposal allows the University of Mississippi to achieve debt service savings during the remaining period of the Series 1989A bonds.

In order to accomplish the refinancing, the University of Mississippi Educational Building Corporation (EBC) proposes to issue its Revenue Refunding Bonds, Series 1994 (Vaught-Hemingway Stadium and Athletic Facilities Project). In accordance with the provisions of Section 37-101-61 through 37-101-71 of the Mississippi Code of 1972, as amended, the Chancellor of the University and the President of the EBC recommend that the Board adopt a resolution authorizing the issuance of such refunding bonds by the EBC, the employment of Watkins Ludlam & Stennis as bond counsel, and the execution by the President of the Board and the Commissioner of Higher Education and the President and Secretary of the EBC, where appropriate, of the following documents;

1. Second Supplemental Trust Indenture dated as of May 1, 1994, between the EBC and Trustmark National Bank, as trustee, providing for the issuance of the Series 1994 Refunding Bonds;
2. First Supplemental Ground Lease dated as of May 1, 1994, between the Board and the EBC, providing that the Ground Lease will not terminate until the Series 1989A Bonds, the Series 1989B Bonds, the Series 1994 Refunding Bonds and any additional bonds are paid in full or the indenture is discharged, whichever occurs earlier;
3. Second Supplemental Lease dated as of May 1, 1994, between the EBC and the Board, providing for the payment of rent to the EBC in an amount sufficient to pay the debt service on the Series 1994 Refunding Bonds;
4. Escrow Agreement dated as of May 1, 1994, between the EBC and Trustmark National Bank, as escrow agent, providing for the escrow and investment of proceeds of the Series 1994 Refunding Bonds to provide for the payment and redemption of the Series 1989A Refunded Bonds;
5. Bond Purchase Agreement dated April 21, 1994, between the EBC and Morgan Keegan & Company, Inc.; and
6. Preliminary Official Statement pertaining to the Series 1994 Refunding Bonds to be distributed to prospective customers.

A copy of the fully executed documents is on file in the Board's Office of Construction and Physical Affairs.

University of Mississippi Medical Center

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

28. Approved request to grant a right of way and easement of Medical Center property to Bell South Telecommunications, Inc., for the purpose of installing a new underground telephone service to Addie McBryde Building. Existing underground telephone service has to be relocated due to conflicts with proposed construction site. An easement description and attachment site plan is located in the Office of Construction and Physical Affairs. A copy of the easement is included in the bound "Board Meeting Agenda, Working File, April 21, 1994," on file in the Board office.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

29. Approved bids and award of contract to Roxco, Ltd., the low bidder for Medical Pavilion expansion, #209-242, in the amount of \$4,100,000.00 (Base Bid). Funds are available in the project budget. Source of Funds: Medical Center Educational Building Corporation and School of Medicine Professional Fees. A certified bid tabulation is included in the bound "Board Meeting Agenda, Working File, April 21, 1994," on file in the Board office.
30. Approved Change Order #2 with no increase in the contract sum, and with an increase in contract time of 128 calendar days for Emergency Generator Replacement, #109-154 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.
31. Approved the initiation of an in-house project for N323 Renovations for Neurochemistry, #209-318. Funds are available in the amount of \$65,000. The funding source for this project is Medicine Professional Fees.
32. Approved Change Order #1 for New Electrical North Feed, #209-270, with no increase in contract sum, and with an increase in contract time of 71 calendar days. Funds are available in the project budget. The funding source for this project is State Appropriations.
33. Approved Change Order #1 with a contract sum decrease of \$720 and an increase in contract time of 120 calendar days for Power Panel Research Wing, #209-250. Funds are available in the project budget. The funding source for this project is State Appropriation.
34. Approved Change Order #1 in the amount of \$1,884 with an increase in contract time of 30 calendar days for L121 Revisions, #209-302. The change will add an outlet and modify casework. Funds are available in the project budget.
35. Approved Change Order #2 in the amount of \$4,584 with an increase of 60 calendar days to the contract time for Pharmacology Department Revisions, #209-231. The change will provide additional piping and valves and connect utilities and power to existing fume hood. Funds are available in the project budget. The funding source is indirect cost recovering from grants.
36. Approved Change Order #2 in the amount of \$5,194.45 with no increase in contract time for Renovate Morgue and Autopsy Areas, #209-222. The change will provide labor and equipment to remove duct work, installation of gondolas and hook-up lights in the Bookstore, and change floor coating to ceramic tile. Funds are available in the project budget. The funding source for this project is Hospital Inpatient Income.

University of Southern Mississippi

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

37. Approved contract documents for GS #108,144, classroom building, Gulf Park Campus, from the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$340,000. The contract documents have been reviewed by our staff and found in proper order for approval. Approved request for using agency to proceed with Advertisement for bids.
38. Approved Change Order #12 in the amount of \$9,599 and an addition of 33 days to the contract time for Library Addition, GS #108-136 and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will provide office space for office staff displaced between Phase 1 and completion of Phase II work. Funds are available in the project budget. **(MR. NICHOLSON ABSTAINED.)**
39. Approve the contract documents for 1993 Roofing Program - Gulf Park Campus #108-145 and request approval and advertisement for receipt of bids by the Bureau of Buildings, Grounds and Real Property Management for the referenced project. Funds are available in the project budget.
40. Approve Change Order #13 in the amount of \$27,238 for Library Addition, GS #108-136, and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will provide for the pre-mixed colored mortar to match the existing mortar. Funds are available in the project budget. **(MR. NICHOLSON ABSTAINED.)**
41. Approved Change Order #14 in the amount of \$35,236 for Library Addition, GS #108-135, and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will provide for owner requested changes. Funds are available in the project budget. **(MR. NICHOLSON ABSTAINED.)**
42. Facilities Summary. Facilities Summary items were approved under appropriate institutional headings.

APPEARANCES/RECOGNITIONS

Dr. A. Wallace Conerly, M.D., newly appointed Vice Chancellor for Health Affairs and Dean of the School of Medicine, effective August 2, 1994, was recognized and congratulated on his appointment.

Dr. Ray Hoops, Vice Chancellor for Academic Affairs, University of Mississippi

Dr. Rita Nordan, Director of Teacher Education and Special Programs,
Institutions of Higher Learning

Ms. Janet Moore, Research Assistant, Institutions of Higher Learning

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

Dr. Larry Hailey, Chair, Curriculum, Instruction, Research and Leadership
Delta State University

Mr. Robert Hutchinson, Intern, Department of Educational Leadership,
Mississippi State University

Dr. Willie McDaniel, Provost and Vice President for Academic Affairs, Mississippi State University, was recognized on his upcoming retirement and commended by the Board and Dr. Donald Zacharias, President, Mississippi State University, for his many years of service to MSU.

Ms. Tatia Long, President, Student Government Association, Mississippi University for Women, and students from Mississippi University for Women

Mr. Alton Bankston, Member, State Board for Community and Junior Colleges

**Appearances by Representatives from Mississippi University for Women
and Jackson State University**

By unanimous consent, the Board approved appearances of the following who expressed their concerns regarding the Ayers case and support for their respective universities:

Ms. Adelaide Fletcher, President, Mississippi University for Women Foundation

Mr. Carey Robinson, Student, Jackson State University

Special Recognitions of IHL Legislative Team

Dr. Ann Homer Cook, Associate Commissioner, recognized the following members of this year's legislative team whose efforts assisted in higher education receiving a total of \$111,313,082 in new funds for a 34.73% increase:

Dr. Rudolph Waters, Vice President and President Elect, Alcorn State University
Dr. Leroy Morganti, Vice President for University Advancement, Delta State University
Dr. T. J. Robinson, Vice President for University Relations, Jackson State University
Mr. John Tomlinson, Government Relations Officer, Mississippi State University
Dr. Roy Hudson, Vice President for Administration, Mississippi Valley State University
Ms. Teresa E. Thompson, Executive Director of Enrollment & External Affairs,
Mississippi University for Women
Dr. Les Wyatt, Vice Chancellor for Executive Affairs, University of Mississippi
Dr. Clyde N. Ginn, Vice President for Administrative Affairs,
University of Southern Mississippi

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

OTHER BUSINESS/ANNOUNCEMENTS

Board Dinner Host

Mr. Rushing thanked Dr. William Sutton, President, Mississippi Valley State University, for hosting the April Board dinner.

OTHER

Ms. Garrett commended Dr. James E. Lyons, Sr., President, Jackson State University, on his consistent support and speaking on behalf of all state-supported universities.

GAVEL PRESENTED TO INCOMING PRESIDENT DIANE MILLER

Mr. Rushing presented the gavel to incoming President Diane Miller who will serve May, 1994 through April, 1995. Ms. Miller accepted and thanked Mr. Rushing and the Board.

**PRESENTATION OF PLAQUE AND GIFT
TO OUTGOING PRESIDENT SIDNEY RUSHING**

On behalf of the Board, Ms. Miller presented Mr. Rushing with a plaque in appreciation of his service to the Board and leadership as president for 1993-1994. On behalf of the Board staff, Commissioner Cleere presented Mr. Rushing with a gift in appreciation of his support.

Mr. Rushing thanked the Board, the Board staff, and the institutions, for their support during his tenure as president.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

RECOGNITION OF BOARD'S 50TH YEAR

At the request of Mr. Crosthwait, the Board celebrates in May, 1994 the 50th year of its establishment as a constitutional board. At its May meeting, the Board will reflect in the record all those who have served as board members.

EXECUTIVE SESSION

On motion by Mr. Mills, seconded by Mr. Crawford, the Board voted unanimously to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Dr. Pennington, the Board voted unanimously to go into Executive Session for the reason later reported by the President in Open Session and stated in these minutes.

The President reopened the meeting and announced that the Board had voted to go into Executive Session to: **Hear an update by private defendants' counsel on the Ayers case.**

In Executive Session, the Board **took no action** which was later reported by the President in Open Session..

On motion by Mr. Mills, seconded by Ms. Baker, the Board voted unanimously to return to Open Session.

Persons attending the Executive Session were:

Members of the Board: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Ms. Ricki R. Garrett, Mr. Marlin Ivey, Mr. James W. Luvene, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington, and Mr. Sidney L. Rushing. Mr. Frank Crosthwait and Mr. Will Hickman were absent.

Board Administrative Staff: Dr. W. Ray Cleere, Commissioner; Dr. Ann Homer Cook, Associate Commissioner and Executive Secretary; Dr. Lucy Lott, Associate Commissioner for Finance and Planning; and Dr. Charles Pickett, Associate Commissioner for Academic Affairs.

Office of the Attorney General: Mr. Lloyd Arnold, Assistant Attorney General.

Private Counsel: Mr. Bill Goodman, defendants' private counsel.

Office of the Governor: Mr. Greg Hinkebein, Counsel to the Governor.

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

April 21, 1994

ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Crawford, seconded by Mr. Luvene, and unanimously passed, the Board voted to adjourn.

President, Board of Trustees of State Institutions of Higher Learning

Associate Commissioner/Executive Secretary, Board of Trustees of
State Institutions of Higher Learning